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15 SAFEWAY INC.

16 UNITED STATES DISTRICT COURT  
17  
18 NORTHERN DISTRICT OF CALIFORNIA

19 MICHAEL RODMAN, on behalf of himself  
20 and all others similarly situated,

21 Plaintiff,

22 v.

23 SAFEWAY INC.,

24 Defendant.

Case No. 11-03003 JST (JCS)

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER REGARDING BRIEFING  
SCHEDULE FOR PLAINTIFF'S MOTION  
FOR SANCTIONS**

Plaintiff Michael Rodman on behalf of himself and the certified Class (“Plaintiff”) and Defendant Safeway Inc. (“Safeway”) stipulate as follows:

WHEREAS, the Court entered final judgment (Dkt. No. 406) in favor of Plaintiff for breach of contract damages plus pre-judgment interest and against Safeway Inc. (“Safeway”);

WHEREAS, Safeway filed a notice of appeal (Dkt. No. 408), which appeal is pending before the United States Court of Appeals for the Ninth Circuit;

WHEREAS, Plaintiff filed a Motion for Sanctions on April 6, 2016 (Dkt. No. 434);

WHEREAS, by prior stipulation, the deadline for Safeway’s opposition was extended from May 4, 2016 to May 11, 2016 and the deadline for Plaintiff’s reply was extended from May 25, 2016 to June 1, 2016 (Dkt. No. 438);

WHEREAS, the Court continued the hearing on Plaintiff’s Motion for Sanctions from June 16, 2016 to July 14, 2016 (Dkt. No. 439);

WHEREAS, the parties have agreed to a two day extension for each of their respective deadlines; and

NOW, THEREFORE, the parties to the above-captioned action hereby stipulate and agree that, subject to approval by the Court, the deadlines for Plaintiff’s Motion for Sanctions shall be modified as follows:

Event	Current Date	Proposed New Date
Deadline for Safeway to respond	May 11, 2016	May 13, 2016
Plaintiff’s reply	June 1, 2016	June 3, 2016
Hearing on Plaintiff’s motion for sanctions	July 14, 2016	No change

1 IT IS SO STIPULATED.

2 Dated: May 9, 2016

Dated: May 9, 2016

3 REED SMITH LLP

CHIMICLES & TIKELLIS LLP

4 By: /s/ Jonah D. Mitchell\*

By: /s/ Timothy N. Mathews

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14 MICHAEL RODMAN and the Class

15 \* I, Jonah D. Mitchell, am the ECF User whose identification and password are being used to file  
16 this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Timothy N.  
17 Mathews have concurred in this filing.

**[PROPOSED] ORDER**

Good cause appearing therefore, PURSUANT TO STIPULATION, IT IS ORDERED  
 THAT the deadlines for Plaintiff's motion for sanctions are modified as follows:

Event	Current Date	Proposed New Date
Deadline for Safeway to respond	May 11, 2016	May 13, 2016
Plaintiff's reply	June 1, 2016	June 3, 2016
Hearing on Plaintiff's motion for sanctions	July 14, 2016	No change

IT IS SO ORDERED.

Date: May 10, 2016

